



a: 300 N Broad Street Doylestown, PA 18901
p: 215.348.0265 f: 215.348.4265
w: www.expanse.tv

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To: Exr. James Trammel (SPE) **From:** Douglas J. Ryder

Fax: 703-748-7239 **Pages:** 6 (including this cover sheet)

Phone: 703-306-5631 **Date:** April 11, 2002

Re: 09/857,160 **CC:**

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PATENT

I hereby certify that this paper (along with any paper referred to as being attached or enclosed) is being transmitted by facsimile to the U.S. Patent and Trademark Office.

Date: April 11, 2002

Laura J. Kelly

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLN NUMBER 09/857,160	FILING DATE 02 DEC 1999	FIRST NAMED INVENTOR ELDERING	ATTY. DKT. NO. T705-13
TITLE SUBSCRIBER IDENTIFICATION SYSTEM		ART UNIT 2161	EXAMINER UNKNOWN

Official
RECEIVED
JUL 4-12-2

Art Unit: 2161

Assistant Commissioner for Patents
Washington, DC 20231

Request for Expedited Examination

Dear Examiner James Trammel:

The above-noted U.S. National Stage Application filed under 35 U.S.C. 371 contains only claims that meet the criteria of PCT Article 33(1)-(4) (a copy of the IPER is attached for the convenience of the Examiner). The fees in accordance with 37 CFR 1.492(a)(4) were paid to the United States Patent and Trademark Office. Accordingly, this application should be taken up out of order per 37 CFR 1.496(b).

If this request does not lead to an expedited examination, Examiner is requested to contact the undersigned attorney via either fax (215) 348-4265 or telephone (215) 348-0265.

Respectfully submitted,


Date: 4/11/02
Douglas E. Ryder
Registration No. 43,073

Expanse Networks, Inc.
300 N. Broad St.
Doylestown, PA 18901
Tel No. (215) 348-0265
Fax No. (215) 348-4265

PATENT COOPERATION TREATY

From the
INTERNATIONAL PRELIMINARY EXAMINING AUTHORITY

To: DOUGLAS J. RYDER
300 NORTH BROAD STREET
DOYLESTOWN, PA 18901

PCT

NOTIFICATION OF TRANSMITTAL OF
INTERNATIONAL PRELIMINARY
EXAMINATION REPORT

(PCT Rule 71.1)

21 MAY 2001

Applicant's or agent's file reference 8887.3005PCT		IMPORTANT NOTIFICATION	
International application No. PCT/US99/28600	International filing date (day/month/year) 02 DECEMBER 1999	Priority Date (day/month/year) 03 DECEMBER 1998	
Applicant TELECOM PARTNERS, LTD.			

1. The applicant is hereby notified that this International Preliminary Examining Authority transmits herewith the international preliminary examination report and its annexes, if any, established on the international application.
2. A copy of the report and its annexes, if any, is being transmitted to the International Bureau for communication to all the elected Offices.
3. Where required by any of the elected Offices, the International Bureau will prepare an English translation of the report (but not of any annexes) and will transmit such translation to those Offices.
4. REMINDER

The applicant must enter the national phase before each elected Office by performing certain acts (filing translations and paying national fees) within 30 months from the priority date (or later in some Offices)(Article 39(1))(see also the reminder sent by the International Bureau with Form PCT/IB/301).

Where a translation of the international application must be furnished to an elected Office, that translation must contain a translation of any annexes to the international preliminary examination report. It is the applicant's responsibility to prepare and furnish such translation directly to each elected Office concerned.

For further details on the applicable time limits and requirements of the elected Offices, see Volume II of the PCT Applicant's Guide.

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R05-3300

Name and mailing address of the IPEA/US Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231 Facsimile No. (703) 305-3230	Authorized officer ERIC W. STAMBER Telephone No. (703) 305-3800 <i>James R. Matthews</i>
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Form PCT/IPEA/416 (July 1992)*

CONFIDENTIAL

PATENT COOPERATION TREATY
PCT
INTERNATIONAL PRELIMINARY EXAMINATION REPORT
(PCT Article 36 and Rule 70)

CONFIDENTIAL

Applicant's or agent's file reference 8887.3005PCT	FOR FURTHER ACTION	See Notification of Transmittal of International Preliminary Examination Report (Form PCT/IPEA/416)
International application No. PCT/US99/28600	International filing date (day/month/year) 02 DECEMBER 1999	Priority date (day/month/year) 03 DECEMBER 1998
International Patent Classification (IPC) or national classification and IPC IPC(7): G06F 15/100 and US Cl.: 705/1, 10, 14		
Applicant TELECOM PARTNERS, LTD.		

<p>1. This international preliminary examination report has been prepared by this International Preliminary Examining Authority and is transmitted to the applicant according to Article 36.</p> <p>2. This REPORT consists of a total of <u>3</u> sheets.</p> <p><input checked="" type="checkbox"/> This report is also accompanied by ANNEXES, i.e., sheets of the description, claims and/or drawings which have been amended and are the basis for this report and/or sheets containing rectifications made before this Authority. (see Rule 70.16 and Section 607 of the Administrative Instructions under the PCT).</p> <p>These annexes consist of a total of <u>4</u> sheets.</p> <p>3. This report contains indications relating to the following items:</p> <ul style="list-style-type: none"> I <input checked="" type="checkbox"/> Basis of the report II <input type="checkbox"/> Priority III <input type="checkbox"/> Non-establishment of report with regard to novelty, inventive step or industrial applicability IV <input type="checkbox"/> Lack of unity of invention V <input checked="" type="checkbox"/> Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement VI <input type="checkbox"/> Certain documents cited VII <input type="checkbox"/> Certain defects in the international application VIII <input type="checkbox"/> Certain observations on the international application

Date of submission of the demand 30 JUNE 2000	Date of completion of this report 27 APRIL 2001
Name and mailing address of the IPEA/US Commissioner of Patents and Trademarks Box PCT Washington, D.C. 20231	Authorized officer ERIC W. STAMBER <i>James R. Matthews</i> Telephone No. (703) 305-3800
Facsimile No. (703) 305-3230	

Form PCT/IPEA/409 (cover sheet) (July 1998)*

INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.

PCT/US99/28600

I. Basis of the report

1. With regard to the elements of the international application:

 the international application as originally filed the description:

pages 1-13, as originally filed

pages NONE

pages NONE, filed with the demand

pages NONE

 the claims:

pages 14-16, as originally filed

pages NONE

pages 17-22, filed with the demand

pages NONE

, filed with the letter of

 the drawings:

pages 1-12, as originally filed

pages NONE

pages NONE, filed with the demand

pages NONE

 the sequence listing part of the

description: NONE, as originally filed

pages NONE

pages NONE, filed with the demand

pages NONE

2. With regard to the language, all the elements marked above were available or furnished to this Authority in the language in which the international application was filed, unless otherwise indicated under this item. These elements were available or furnished to this Authority in the following language which is:

 the language of a translation furnished for the purposes of international search (under Rule 23.1(b)). the language of publication of the international application (under Rule 48.3(b)). the language of the translation furnished for the purposes of international preliminary examination (under Rules 55.2 and/or 55.3).

3. With regard to any nucleotide and/or amino acid sequence disclosed in the international application, the international

 contained in the international application in printed form. filed together with the international application in computer readable form. furnished subsequently to this Authority in written form. furnished subsequently to this Authority in computer readable form. The statement that the subsequently furnished written sequence listing does not go beyond the disclosure in the international application as filed has been furnished. The statement that the information recorded in computer readable form is identical to the written sequence listing has been furnished.4. The amendments have resulted in the cancellation of: the description, pages NONE the claims, Nos. NONE the drawings, sheets/fig NONE5. This report has been drawn as if (some of) the amendments had not been made, since they have been considered to go beyond the disclosure as filed, as indicated in the Supplemental Box (Rule 70.2(c)).^a Replacement sheets which have been furnished to the receiving Office in response to an invitation under Article 14 are referred to in this report as "originally filed" and are not annexed to this report since they do not contain amendments (Rules 70.16 and 70.17).^b Any replacement sheet containing such amendments must be referred to under item 1 and annexed to this report.

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INTERNATIONAL PRELIMINARY EXAMINATION REPORT

International application No.
PCT/US99/28600

V. Reasoned statement under Article 35(2) with regard to novelty, inventive step or industrial applicability; citations and explanations supporting such statement

1. statement

Novelty (N)	Claims 1-31	YES
	Claims NONE	NO
Inventive Step (IS)	Claims 1-31	YES
	Claims NONE	NO
Industrial Applicability (IA)	Claims 1-31	YES
	Claims NONE	NO

2. citations and explanations (Rule 70.7)

Claims 1-31 meet the criteria set out in PCT Article 33(2)-(4), because the prior art does not teach or fairly suggest a system and method for identifying a particular subscriber. The subscriber is identified by comparing the subscriber activities that includes channel change sequences, volume sequences, time of day sequences, time of day viewing and program content associated with the particular subscriber.

----- NEW CITATIONS -----
NONE

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